

Message Text

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ACTION EUR-12

INFO OCT-01 NEA-10 ISO-00 AID-05 CEA-01 CIAE-00 COME-00

EB-07 FRB-03 INR-07 NSAE-00 CIEP-01 SP-02 STR-04

TRSE-00 LAB-04 SIL-01 SAM-01 OMB-01 SCA-01 PPT-01

DLOS-06 SAL-01 DODE-00 PM-04 H-02 L-03 NSC-05 PA-01

PRS-01 SS-15 NSCE-00 SSO-00 USIE-00 INRE-00 /100 W

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TO SECSTATE WASHDC IMMEDIATE 1604

INFO ALL EC CAPITALS 2354

AMEMBASSY ANKARA

AMEMBASSY ATHENS

AMEMBASSY MOSCOW

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AMEMBASSY TEL AVIV

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MNUC, ENRG, TECH, IS, EG, JO, LE, SY, EFIS, PLOS

SUBJECT: EC FOREIGN MINISTERS COUNCIL, JULY 19-20: HIGHLIGHTS

REFS: (A) EC BRUSSELS 7080; (B) EC BRUSSELS 6968; (C)

LUXEMBOURG 689

1. SUMMARY: THE EC FOREIGN MINISTERS WERE UNABLE TO MAKE
PROGRESS DURING THEIR JULY 19-20 SESSION ON EITHER OF THE MATTERS
WHICH HAD BEEN REFERRED TO THEM FOR FURTHER ACTION BY LAST
WEEK'S EUROPEAN COUNCIL. A SPECIAL COUNCIL SESSION HAS BEEN
CALLED FOR JULY 27 TO ATTEMPT TO RESOLVE AN IMPASSE REACHED
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OVER THE CODIFICATION OF THE EUROPEAN COUNCIL DECISION ON

EUROPEAN PARLIAMENT DIRECT ELECTIONS. THE MINISTERS WERE ALSO UNABLE TO AGREE ON A DECLARATION OF INTENT TO ESTABLISH A 200 MILE EXCLUSIVE FISHERIES ZONE AND ENCOUNTERED DIFFICULTY IN DEVELOPING A COMMON COMMUNITY POSITION FOR THE UPCOMING UN LAW OF THE SEA CONFERENCE. THE MINISTERS DID REACH AGREEMENT ON A NEGOTIATING MANDATE FOR THE ASSOCIATION COUNCIL TALKS WITH TURKEY (ALTHOUGH IT IS NOT AT ALL CERTAIN NOW WHEN THIS WILL TAKE PLACE), AND COMPLETED REVIEW OF THE COMMUNITY NEGOTIATING MANDATE FOR THE ASSOCIATION COUNCIL TALKS WITH GREECE. THE MINISTERS ALSO DISCUSSED: 1) RELATIONS WITH ISRAEL; 2) RELATIONS WITH SPAIN; 3) THE NORTH-SOUTH DIALOGUE 4) THE JOINT EUROPEAN TORUS (REPORTED SEPTEL) 5) THE TINDEMANS REPORT 6) PROPOSED EC-CEMA AGREEMENT, AND 7) COMMUNITY PASSPORT PROPOSALS. IN A SEPARATE ACTION THE MINISTERS AGREED TO THE APPOINTMENT OF RAYMOND VOUEL AS A NEW EC COMMISSIONER, REPLACING LUXEMBOURG'S ALBERT BORSCHETTE AND AGREED TO THE APPOINTMENT OF FOUR MEMBERS OF THE EUROPEAN COURT OF JUSTICE. END SUMMARY.

2. DIRECT ELECTIONS

THE FORMAL CODIFICATION OF LAST WEEK'S EUROPEAN COUNCIL DECISION ON DIRECT ELECTIONS RAN INTO AN AT LEAST TEMPORARY ROADBLOCK JULY 19, AS THE EC FOREIGN MINISTERS WERE UNABLE TO SORT OUT FRENCH AND BRITISH DIFFERENCES. BEYOND THE STILL UNRESOLVED ISSUE OF WHICH LEGAL FORM SHOULD BE ADOPTED TO INCORPORATE THE DIRECT ELECTIONS DECISION INTO COMMUNITY LAW, THE DISAGREEMENT APPARENTLY CENTERED ON THE ISSUE OF WHEN THE ELECTIONS SHOULD BE HELD. ACCORDING TO IRISH FOREIGN MINISTER FITZGERALD, THE FRENCH WOULD NOT AGREE TO INCLUSION IN ANY LEGAL TEXT OF A FORMAL BRITISH RESERVE WITH RESPECT TO DATES AND INSISTED, INSTEAD, THAT NO REFERENCE TO DATES BE MADE AT ALL. FITZGERALD SAID THAT THE FRENCH OBJECTION WAS AIMED ONLY AT THE UK, NOT AGAINST THE DANES, WHO ALSO HAVE RESERVATIONS ABOUT ELECTIONS IN 1978. A COMPROMISE TEXT, DEVELOPED OVERNIGHT BY A WORKING GROUP, PROVED ACCEPTABLE TO ALL BUT THE BRITISH. UK MINISTER OF STATE HATTERSLEY TOLD THE PRESS THAT HE HOPED THE MATTER COULD BE SETTLED BY THE TIME OF THE JULY 27 SPECIAL COUNCIL SESSION.

3. TURKEY AND GREECE

ON THE JULY 19, THE FOREIGN MINISTERS AGREED ON A NEGOTIATED LIMITED OFFICIAL USE

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TING MANDATE FOR THE ASSOCIATION COUNCIL TALKS WITH TURKEY (EC BRUSSELS 6968). COUNCIL PRESIDENT VAN DER STOEL INDICATED DURING HIS POST-MEETING PRESS CONFERENCE THAT IF THE TURKS PREFER TO POSTPONE THE PREVIOUSLY SUGGESTED DATE OF JULY 24 FOR HOLDING TALKS, THE COMMUNITY WOULD BE PREPARED TO ACCEPT SUCH A DELAY. VAN DER STOEL THEN STATED THAT HE IS PREPARED TO GO TO ANKARA JULY 24 TO DISCUSS THE COMMUNITY'S PACKAGE PROPOSAL WITH THE TURKS BUT INDICATED THAT OTHER

OPTIONS, INCLUDING FURTHER DISCUSSIONS IN THE EC/TUREKY ASSOCIATION COMMITTEE, REMAIN OPEN. VAN DER STOEL ALSO STATED THAT THE COMMUNITY NEGOTIATING MANDATE FOR THE GREEK/EC ASSOCIATION COUNCIL HAS BEEN COMPLETED, SAVE FOR A FEW TECHNICAL ISSUES WHICH WILL LIKELY BE DECIDED AT THE NEXT COREPER MEETING. HE CONFIRMED THAT THE GREEK TALKS WILL TAKE PLACE ON JULY 27 AS SCHEDULED AND THAT THE FORMAL OPENING OF ACCESSION NEGOTIATIONS WITH GREECE WILL FOLLOW IMMEDIATELY THAT DAY.

4. 200 MILE EXCLUSIVE FISHERIES ZONE

VAN DER STOEL STATED THAT THERE HAD BEEN NO SATISFACTORY AGREEMENT YET ON A COMMUNITY DECLARATION OF INTENT TO ESTABLISH A 200-MILE EXCLUSIVE FISHERIES ZONE. AN IRISH PERM REP SOURCE SAID THE IRISH RESERVED ON THE DECLARATION BECAUSE THEY WISH TO INSURE THAT THE PROPOSED 200 MILE FISHERIES ZONE, WHICH THEY COULD ACCEPT, WOULD NOT PREJUDGE THE ISSUE OF A 200 MILE ECONOMIC ZONE, WHICH THEY COULD NOT ACCEPT. VAN DER STOEL IS HOPEFUL A COMPROMISE CAN BE REACHED SOON. THE COUNCIL ALSO NOTED THAT THE COMMISSION WILL SUBMIT PROPOSED DIRECTIVES FOR THE OPENING OF FISHERIES NEGOTIATIONS WITH THIRD COUNTRIES BY THE END OF SEPTEMBER.

5. PREPARATIONS FOR THE UN LAW OF THE SEA CONFERENCE

THE COUNCIL RECEIVED A REPORT ON PREPARATIONS FOR COMMUNITY PARTICIPATION IN THE UN LAW OF THE SEA CONFERENCE, BUT RAN INTO PROBLEMS WHEN THE BRITISH INTRODUCED A RESERVE ON A COMMON POSITION SUPPORTING A 200 MILE ECONOMIC ZONE. A NUMBER OF THE NINE, NOTABLY THE NETHERLANDS AND THE FRG, WANTED A COUNCIL DECLARATION TO THE EFFECT THAT COMMUNITY LAW WOULD APPLY TO BOTH THE 200 MILE ECONOMIC ZONE AND THE CONTINENTAL SHELF BEYOND. THIS PROPOSAL WAS NOT ACCEPTABLE TO THE IRISH AND THE BRITISH, AND A SUBSEQUENT BELGIAN COMPROMISE PROPOSAL LIMITED OFFICIAL USE

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REMAINS ACCEPTABLE TO ALL BUT THE BRITISH.

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6. RELATIONS WITH ISRAEL

THE COUNCIL INSTRUCTED COREPER TO PREPARE A REPORT ON PROPOSED DIRECTIVES PRESENTED BY THE COMMISSION CONCERNING NEGOTIATION WITH ISRAEL OF A SUPPLEMENTARY PROTOCOL TO THE 1975 EC-ISRAEL AGREEMENT, CONCERNING ECONOMIC AND FINANCIAL COOPERATION.

7. EC RELATIONS WITH SPAIN

THE FOREIGN MINISTERS TOOK NOTE OF RECOMMENDATIONS FROM THE COMMISSION FOR A SUPPLEMENTARY PROTOCOL TO THE 1970 EC/SPAIN TRADE AGREEMENT. THIS PROPOSED PROTOCOL WOULD TECHNICALLY REPRESENT AN ADAPTION OF THE EXISTING AGREEMENT WITH THE ORIGINAL SIX EC MEMBERS TO THE ENLARGED COMMUNITY OF NINE; WE UNDERSTAND, HOWEVER, THAT THE COMMISSION'S RECOMMENDATIONS

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GO BEYOND WHAT HAD PREVIOUSLY BEEN ANTICIPATED BY WAY OF "ADAPTION" AND REPRESENT IN FACT CONSIDERABLE MOVEMENT TOWARD THE "FREE TRADE" OBJECTIVE OF THE 1970 AGREEMENT. THE COUNCIL TURNED OVER THE COMMISSION'S RECOMMENDATIONS TO COREPER FOR STUDY IN SEPTEMBER.

8. NORTH/SOUTH DIALOGUE.

ACCORDING TO COUNCIL AND COMMISSION SOURCES, THE FOREIGN

MINISTERS REACHED A CONSENSUS THAT THE MEMBER STATES URGENTLY NEEDED TO ADOPT A PROGRAM WHICH WOULD SAVE THE CIEC DIALOGUE. THEY AGREED TO THREE MEETINGS EARLY NEXT WEEK: (1) A COREPER MEETING MONDAY TO BEGIN TO SET THE FRAMEWORK FOR POSSIBLE NEW PROPOSALS REGARDING THE WORK PROGRAM FOR THE FOUR COMMISSIONS; (2) A MEETING AT THE STATE-SECRETARY LEVEL TO DRAW UP NEW PROPOSALS TO OFFER TO THE G-19; AND (3) ON JULY 27 THE FOREIGN MINISTERS WOULD AGAIN REVIEW PROPOSALS FOR THE CIEC. IT WAS NOT CLEAR, HOWEVER, WHETHER THESE PROPOSALS WOULD MERELY CONCERN THE WORK PROGRAM OF THE FOUR COMMISSIONS OR WOULD ALSO SUGGEST AREAS FOR DECISIONS.

9. ACCORDING TO COUNCIL AND COMMISSION SOURCES, SAUVAGNARGUES SAID THAT A BREAKDOWN OF THE CIEC WOULD BE A SERIOUS SETBACK FOR THE INDUSTRIALIZED COUNTRIES. SHOULD THE DIALOGUE BREAK UP, THEN THESE ISSUES WOULD BE PASSED ON TO MORE CONTENTIOUS FORA IN WHICH THE RADICAL LDC'S WOULD HAVE THE LEADERSHIP. CONSEQUENTLY, THE EC SHOULD, ACCORDING TO SAUVAGNARGUES, ENCOURAGE THE G-8 TO REACH A COMPROMISE WITH THE G-19 BEFORE THE COLOMBO SUMMIT OF NON-ALIGNED COUNTRIES IN AUGUST. THE DUTCH SAID THAT THERE WAS A REAL POSSIBILITY THAT THE CIEC DIALOGUE WOULD COME TO AN END OVER THE CURRENT DISPUTE REGARDING THE COMMISSION'S WORK PROGRAM.

10. TINDEMANS REPORT

ACCORDING TO COUNCIL AND PERM REP SOURCES, THE MINISTERS CONTINUED THEIR DISCUSSION OF CHAPTER II OF THE TINDEMANS REPORT, WHICH DEALS WITH THE EXTERNAL RELATIONS OF THE COMMUNITY. VAN DER STOEL ANNOUNCED THAT THE MINISTERS WOULD DISCUSS THE REPORT FURTHER AT A GYMNIICH-TYPE MEETING IN THE NETHERLANDS THIS SEPTEMBER.

11. CEMA

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THE MINISTERS RECEIVED AND BRIEFLY DISCUSSED A COMMISSION REPORT ON THE STATUS OF THE EC RESPONSE TO THE PROPOSED CEMA AGREEMENT. UK FOREIGN SECRETARY CROSLAND LATER TOLD THE PRESS THAT THE SUBSTANCE OF THE RESPONSE WILL BE TAKEN UP BY THE COUNCIL IN SEPTEMBER.

12. PASSPORTS

THE COUNCIL BRIEFLY DISCUSSED QUESTIONS CONCERNING THE FORMATION OF A UNIFORM PASSPORT. COREPER HAS BEEN INSTRUCTED TO CONTINUE STUDY OF THIS DOSSIER, WITH A VIEW TO ITS BEING DISCUSSED AT THE SEPTEMBER COUNCIL SESSION.

13. APPOINTMENT OF NEW COMMISSIONERS AND JUSTICES

THE MINISTERS AGREED TO THE NOMINATION BY LUXEMBOURG OF RAYMOND VOUEL AS A MEMBER OF THE EC COMMISSION FOR THE REMAINDER OF

THE CURRENT COMMISSION TERM, REPLACING ALBERT BORSCHETTE (LUXEMBOURG'S 689) WHO SUFFERED A SEVERE CEREBRAL HEMMORHAGE IN MAY AND WAS DECLARED BY THE EUROPEAN COURT OF JUSTICE LATE LAST WEEK NO LONGER PHYSICALLY CAPABLE OF FULFILLING HIS OFFICE. THE MINISTERS ALSO AGREED TO 1) THE APPOINTMENT OF A NEW MEMBER OF THE COURT OF JUSTICE, GIACINTO BOSCO; 2) TO THE REAPPOINTMENT OF THREE CURRENT MEMBERS OF THE COURT: HANS KUTSCHER, A.M. DONNER, AND LORD MACKENZIE STUART; AND 3) TO THE APPOINTMENT OF FRANCESCO CAPOTORTI AS ADVOCATE GENERAL OF THE COURT. THE TERMS OF ALL FIVE WILL RUN FROM OCTOBER 7, 1976 TO OCTOBER 6, 1982.MORRIS

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